

## **SUMMARY SHEET – RIGHTS OF WAY APPLICATIONS**

HISTORIC ACCESS ROAD - *Michael & Cynthia Huempfer* (Page 10)  
- *Debra Williams* (Page 11)

NEW ELECTRIC UTILITY – *Hill County Electric* (Page 12)  
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NEW TELEPHONE UTILITY – *Southern Montana Telephone Corp.* (Pages 1-8)

PUBLIC RECREATION – *City of Belgrade/School Dist. #44* (Page 9)

### **AFFECTED GRANTS AND PROPOSED INCOME:**

Common Schools:	\$98,646.94
Public Buildings:	\$7,176.00
MSU Morrill:	\$2,025.00

**AFFECTED COUNTIES:** Beaverhead, Big Horn, Blaine, Broadwater, Gallatin, Meagher

# **Rights of Way Applications**

## **November 17, 2008**

### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Southern Montana Telephone Cooperative, Inc. P O Box 205 Wisdom MT 59761
Application No.:	8434 (Amended)
R/W Purpose:	a buried copper telecommunications cable and a buried fiber optic communications cable
Lessee Agreement:	ok
Acreage:	3.055
Compensation:	\$2,964.00
Legal Description:	20-foot strip through E2SW4, SW4SW4, N2NE4, SW4NE4, Sec. 35, Twp. 1S, Rge. 15W, Beaverhead County
Trust Beneficiary:	Common Schools
Classification:	III



Application is upgrading telecommunications facilities in the Wisdom area to include fiber optic capability. Easement corridors had originally been granted by the Land Board in 1981 for a single copper cable. New surveying technology has better defined the corridor on the state land and in some areas the acreage of the corridor has been adjusted. Applicant is being assessed a fee based upon the current fair market value taking into account a credit for the previous amount paid for the original granted easement corridor. Because the corridor has already been disturbed, minimal impacts are expected from the installation of the fiber optic line in the same corridor. The Department recommends approval.

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# **Rights of Way Applications**

## **November 17, 2008**

### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Southern Montana Telephone Cooperative, Inc. P O Box 205 Wisdom MT 59761
Application No.:	8435 (Amended)
R/W Purpose:	a buried copper telecommunications cable and a buried fiber optic communications cable
Lessee Agreement:	ok
Acreage:	0.974
Compensation:	\$945.00
Legal Description:	20-foot strip through SW4NE4, SW4SW4, Sec. 25, Twp. 1S, Rge. 15W, Beaverhead County
Trust Beneficiary:	Common Schools
Classification:	III



Please See Explanation on Page 1.

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# **Rights of Way Applications**

## **November 17, 2008**

### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Southern Montana Telephone Cooperative, Inc. P O Box 205 Wisdom MT 59761
Application No.:	8437 (Amended)
R/W Purpose:	a buried copper telecommunications cable and a buried fiber optic communications cable
Lessee Agreement:	ok
Acreage:	0.707
Compensation:	\$682.00
Legal Description:	20-foot strip through Gov. Lot 4, Sec. 2, Twp. 2S, Rge. 15W, Beaverhead County
Trust Beneficiary:	Common Schools
Classification:	III



Please See Explanation on Page 1.

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# **Rights of Way Applications**

## **November 17, 2008**

### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Southern Montana Telephone Cooperative, Inc. P O Box 205 Wisdom MT 59761
Application No.:	8438 (Amended)
R/W Purpose:	a buried copper telecommunications cable and a buried fiber optic communications cable
Lessee Agreement:	ok
Acreage:	2.50
Compensation:	\$2,426.00
Legal Description:	20-foot strip through W2E2, Sec. 10, Twp. 2S, Rge. 15W, Beaverhead County
Trust Beneficiary:	Public Buildings
Classification:	III



Please See Explanation on Page 1.

# **Rights of Way Applications**

## **November 17, 2008**

### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Southern Montana Telephone Cooperative, Inc. P O Box 205 Wisdom MT 59761
Application No.:	8439 (Amended)
R/W Purpose:	a buried copper telecommunications cable and a buried fiber optic communications cable
Lessee Agreement:	ok
Acreage:	0.887
Compensation:	\$860.00
Legal Description:	20-foot strip through NE4SW4, NW4SE4, Sec. 28, Twp. 2S, Rge. 16W, Beaverhead County
Trust Beneficiary:	Public Buildings
Classification:	III



Please See Explanation on Page 1.

# **Rights of Way Applications**

## **November 17, 2008**

### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Southern Montana Telephone Cooperative, Inc. P O Box 205 Wisdom MT 59761
Application No.:	8441 (Amended)
R/W Purpose:	a buried copper telecommunications cable and a buried fiber optic communications cable
Lessee Agreement:	ok
Acreage:	0.908
Compensation:	\$881.00
Legal Description:	20-foot strip through SE4NE4, NE4SE4, Sec. 22, Twp. 4S, Rge. 16W, Beaverhead County
Trust Beneficiary:	Public Buildings
Classification:	III



Please See Explanation on Page 1.

# **Rights of Way Applications**

## **November 17, 2008**

### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Southern Montana Telephone Cooperative, Inc. P O Box 205 Wisdom MT 59761
Application No.:	8442 (Amended)
R/W Purpose:	a buried copper telecommunications cable and a buried fiber optic communications cable
Lessee Agreement:	ok
Acreage:	1.575
Compensation:	\$1,528.00
Legal Description:	20-foot strip through W2SW4, Sec. 23, Twp. 4S, Rge. 16W, Beaverhead County
Trust Beneficiary:	Public Buildings
Classification:	III



Please See Explanation on Page 1.

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# **Rights of Way Applications**

## **November 17, 2008**

### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Southern Montana Telephone Cooperative, Inc. P O Box 205 Wisdom MT 59761
Application No.:	8449 (Amended)
R/W Purpose:	a buried copper telecommunications cable and a buried fiber optic communications cable
Lessee Agreement:	ok
Acreage:	1.508
Compensation:	\$1,481.00
Legal Description:	20-foot strip through W2NE4, NW4SE4, SW4SE4, Sec. 15, Twp. 2S, Rge. 15W, Beaverhead County
Trust Beneficiary:	Public Buildings
Classification:	III



Please See Explanation on Page 1.

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# **Rights of Way Applications**

## **November 17, 2008**

### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant: City of Belgrade and Belgrade School District #44  
%Joe Menicucci  
91 East Central  
Belgrade MT 59714

Application No.: 14683  
R/W Purpose: public recreation park and school related agricultural education use  
Lessee Agreement: N/A (Unleased)  
Acreage: 55.46  
Compensation: \$83,190.00  
Legal Description: a tract of land in the W2SW4, SE4SW4, Sec. 36, Twp. 1N,  
Rge. 4E, Gallatin County  
Trust Beneficiary: Common Schools  
Classification: III



Applicant wishes to utilize a portion of State land inside the Belgrade city limits to develop a public recreation/athletic field complex and provide agricultural education opportunities for the local school district. This particular section of trust land has several easements already granted upon it, most notably for airport uses. Public scoping was held and responses were received from local residents, the Airport Board and the local ditch company. Concerns raised were mainly traffic and safety issues and the rights of the ditch company. If approved by the Land Board, the City and School District will be required to comply with local planning processes and develop a plan addressing ingress/egress and parking for the proposed athletic complex. Additionally, they will be required to address the needs of the ditch company in regards to access, maintenance and liability issues. The Airport Board has indicated they have no conflict with the minimal development associated with the recreational fields so long as the uses do not include improvements such as lighting.

This state trust land parcel is classified as grazing and has little utility as a lease due to its location within the city limits. The easement request by the City and the School District is one of the few and viable options for use of this parcel of land. The Department recommends approval of this request.

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# **Rights of Way Applications**

## **November 17, 2008**

### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Michael S. and Cynthia L. Huempfner P O Box 788 Bozeman MT 59771
Application No.:	14684
R/W Purpose:	a private access road for the purpose of conducting normal farming and ranching activities
Lessee Agreement:	N/A (Historic)
Acreage:	3.70
Compensation:	\$6,993.00
Legal Description:	30-foot strip through W2W2, Sec. 4, Twp. 2N, Rge. 2E, Broadwater County
Trust Beneficiary:	Common Schools
Classification:	III



Application is made pursuant to §77-1-130, Historic Rights of Way.

NOTE: This section of state land has been approved for Land Banking. The compensation due for this easement is consistent with the appraisal associated with the sale.

## **Rights of Way Applications**

### **November 17, 2008**

#### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Debra Williams 5500 Hwy 89 White Sulphur Springs MT 59645
Application No.:	14685
R/W Purpose:	a private access road for the purpose of conducting normal farming and ranching activities and timber management
Lessee Agreement:	N/A (Historic)
Acreage:	8.8 (4.5 acres in Sec. 4 and 4.3 acres in Sec. 36)
Compensation:	\$3,220 (\$2,025 as to Sec. 4 and \$1,195 as to Sec. 36)
Legal Description:	30-foot strip through S2S2, NE4SE4, Sec. 4, Twp. 7N, Rge. 7E and 30-foot strip through W2SW4, SW4NW4, N2NW4, Sec. 36, Twp. 8N, Rge. 7E, Meagher County
Trust Beneficiary:	MSU Morrill (Sec. 4) and Common Schools (Sec. 36)
Classification:	III



Application is made pursuant to §77-1-130, Historic Rights of Way.

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# **Rights of Way Applications**

## **November 17, 2008**

### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Hill County Electric Cooperative, Inc. P O Box 2330 Havre MT 59501
Application No.:	14686
R/W Purpose:	an overhead electric distribution line
Lessee Agreement:	ok
Acreage:	3.64
Compensation:	\$910.00
Legal Description:	30-foot strip through N2N2, Sec. 16, Twp. 34N, Rge. 17E, Blaine County
Trust Beneficiary:	Common Schools
Classification:	III



Electrical service has been requested by the East End Hutterite Colony in response to a growing demand for a power supply on the colony. Minimal impacts are expected from the installation of this power line. The Department recommends approval.

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## **Rights of Way Applications**

### **November 17, 2008**

#### APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Powder River Energy Corporation P O Box 5087 Sheridan WY 82801
Application No.:	14687
R/W Purpose:	a buried 3-phase distribution power line
Lessee Agreement:	ok
Acreage:	2.55
Compensation:	\$1,767.94
Legal Description:	20-foot strip through E2SW4, NW4SE4, W2NE4, NE4NE4, Sec. 36, Twp. 9S, Rge. 40E, Big Horn County
Trust Beneficiary:	Common Schools
Classification:	II

This application is presented in conjunction with Agenda Item # 1108-06, Corral Creek Coal Bed Methane POD. Fidelity Exploration and Production Company has proposed the Corral Creek plan of development (POD). This POD includes drilling of 23 coal bed natural gas (CBNG) wells on state, federal, and fee minerals. This proposed buried powerline by Powder River Energy Corp. would serve a portion of that project that involves 7 wells on state trust lands with both state surface and state minerals. It would also serve 2 wells with federal minerals on state surface. This project is located on the east side of the Tongue River Reservoir and lies within the existing CX Field boundary. The Department recommends approval of this application upon approval of Agenda Item #1108-06.

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